

Craig J. Dorsay
Lea Ann Easton

DORSAY & EASTON, LLP
ATTORNEYS AT LAW
1737 NE ALBERTA ST
SUITE 208
PORTLAND, OREGON 97211-5890

Kathleen Gargan
Corin La Pointe-Aitchison

October 10, 2024

Honorable Judge Amy Baggio
United States District Court, District of Oregon
1000 SW Third Ave, Room 1427
Portland, OR 97204

Re: *Confederated Tribes of Siletz Indians of Oregon and United States of America v. State of Oregon*, United States District Court, District of Oregon, Civ. No. 80-433

Dear Honorable Judge Baggio:

I am the attorney for the Confederated Tribes of Siletz Indians (“Siletz Tribe”), Plaintiff in the case of *Confederated Tribes of Siletz Indians of Oregon and United States of America v. State of Oregon*, United States District Court, District of Oregon, Civ. No. 80-433. I am submitting this letter jointly on behalf of the Siletz Tribe and the other parties in that proceeding, the State of Oregon and the United States of America. Counsel for both governments have reviewed this letter and approved it as to form.

In the above-entitled case, Judge James M. Burns entered a Final Decree and Order on May 2, 1980. I attach a copy of that Final Decree and Order for your reference.

The parties to this case have filed a joint motion to vacate the 1980 final decree and order, based on Fed. R. Civ. Proc. 60(b) and on Paragraph 4 of the 1980 Final Decree and Order, which maintained the continuing jurisdiction of the Court for matters arising under the “Agreement” referenced in Paragraph 1 of the Final Decree and Order. The Joint Motion includes a section detailing the background/history of the case and the legal authority supporting the parties’ motion.

Please let us know if the Court has any questions about the submitted motion and if the parties can provide any additional information. Thank you for your attention to this matter.

Sincerely,
DORSAY & EASTON LLP



Craig J. Dorsay
craig@dorsayindianlaw.com

cc: Deanna Chang, Attorney, Oregon Department of Justice
Tim Simmons, Attorney, United States Department of Justice
Siletz Tribal Council

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CLERK, U.S. DISTRICT COURT
DISTRICT OF OREGONU. S. DISTRICT COURT
DISTRICT OF OREGON

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGONTHE CONFEDERATED TRIBES OF SILETZ
INDIANS OF OREGON,)

Plaintiff,)

and)

UNITED STATES OF AMERICA,)

Intervenor-Plaintiff,)

v.)

STATE OF OREGON,)

Defendant.)

CIVIL NO. 80-433

FINAL DECREE & ORDER

Based on the Findings of Fact and Conclusions of Law herein, entered this date, it is HEREBY ORDERED, ADJUDGED, AND DECREED as follows:

1. The Agreement Among the State of Oregon, the United States of America and the Confederated Tribes of the Siletz Indians of Oregon to Permanently Define Tribal Hunting, Fishing, Trapping and Gathering Rights of the Siletz Tribe and Its Members dated April 22, 1980, a copy of which is attached hereto as Attachment A and hereby made a part of this Decree, is hereby approved as a final settlement of the claims and contentions of the Confederated Tribes of Siletz Indians of Oregon and of the United States of America as trustee for said Tribe and its members raised in the complaints filed herein, and the terms and conditions of said Agreement are hereby adopted as the Order of this court in this cause.

1 2. The State of Oregon, the Oregon Department of Fish and Wildlife,
2 the Department of Justice of the State of Oregon, the Oregon State Police, any
3 successor agencies or officials of the State of Oregon to said agencies and their
4 officers, agents, servants, employees, attorneys and any person acting under their
5 authority and direction are hereby permanently ordered and enjoined to carry out all
6 obligations agreed to on behalf of the State of Oregon and said agencies in said
7 Agreement.

8 3. The Confederated Tribes of Siletz Indians of Oregon, any successor
9 entity thereto, their members, and the United States of America as trustee for the
10 Confederated Tribes of Siletz Indians of Oregon and its members, any officer,
11 agent, servant, employee, or attorney of either thereof, and any persons in active
12 concert or participation with any of them who receive actual notice of this Order
13 by personal service or otherwise are hereby permanently enjoined from asserting or
14 prosecuting any claim for tribal hunting, fishing, trapping or gathering rights of
15 said Tribe or its members other than as such rights are specified and limited by the
16 terms and provisions of said Agreement.

17 4. Nothing in this Order shall prevent any party hereto or any successor
18 to such party from bringing any action necessary to enforce or secure the observ-
19 ance of the provisions of said Agreement.

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5. Each party shall bear its own costs in this action.

DATED this 2nd day of May, 1980.

James M. Burns
JAMES M. BURNS
United States District Judge

PRESENTED BY:

Sharon Gordon
SHARON GORDON
Attorney for the Confederated Tribes
of Siletz Indians of Oregon

George D. Dysart
GEORGE D. DYSART, Attorney for
United States of America

Beverly B. Hall
BEVERLY B. HALL
Assistant Attorney General
Attorney for State of Oregon

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